

U.S. Serial No.: 09/923,270  
Att. Docket No.: 34021/JS

### AMENDMENTS

#### IN THE CLAIMS:

Please amend the claims as follows:

1-12. (Cancelled)

13. (Presently amended) [A] An adeno-associated virus (AAV) nucleic acid comprising an AAV helper virus sequence for developing AAV viral particles, wherein said [nucleic acid] AAV helper virus sequence comprises the complete adenovirus 5 sequence with exception of the E1 region.

14. (Presently amended) [A] An adeno-associated virus (AAV) nucleic acid comprising an AAV helper virus sequence for developing AAV viral particles, wherein said nucleic acid has been deposited with the Deutsche Sammlung von Mikroorganismen und Zellkulturen under DSMZ 11248.

15. (Presently amended) [A] An adeno-associated virus (AAV) nucleic acid comprising an AAV helper virus sequence for developing AAV viral particles, wherein said nucleic acid comprises the complete adenovirus 5 sequence with exception of the L1 and E1 region.

16. (Presently amended) [A] An adeno-associated virus (AAV) nucleic acid comprising an AAV helper virus sequence for developing AAV viral particles, wherein said nucleic acid has been deposited with the Deutsche Sammlung von Mikroorganismen und Zellkulturen under DSMZ 11817.

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01 FC:2202 27.00 DA  
02 FC:2203 145.00 DA